Bill Received: 10/15/2012 Received By: eshea Same as LRB: Wanted: As time permits For: Administration-Budget By/Representing: Kirby Drafter: May Contact: eshea Nat. Res. - parks and forestry Addl. Drafters: Subject: Extra Copies: Submit via email: YES Requester's email: Carbon copy (CC) to: Pre Topic: DOA:.....Kirby, BB0131 -Topic: Fire control and forestry equipment and supplies; equipment pool operation appropriation **Instructions:** See attached **Drafting History:** Jacketed Required Vers. Drafted Reviewed Proofed Submitted <u>Typed</u> /P1 sbasford State eshea idyer ifrantze 10/19/2012 10/19/2012 10/19/2012 1/30/2013 /P2 sbasford State eshea jdyer imurphy 1/30/2013 1/30/2013 1/30/2013 1/31/2013 sbasford State /1 eshea jdyer phenry 2/1/2013 2/2/2013 2/3/2013 2/3/2013

FE Sent For:

Bill

Received:

10/15/2012

Received By:

eshea

Wanted:

As time permits

Same as LRB:

For:

Administration-Budget

By/Representing: K

Kirby

May Contact:

Drafter:

eshea

Subject:

Nat. Res. - parks and forestry

Addl. Drafters:

Extra Copies:

Submit via email:

YES

Requester's email: Carbon copy (CC) to:

Pre Topic:

DOA:.....Kirby, BB0131 -

Topic:

Fire control and forestry equipment and supplies; equipment pool operation appropriation

**Instructions:** 

See attached

**Drafting History:** 

Vers. Drafted

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sbasford

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FE Sent For:

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Bill

Received:

10/15/2012

Received By:

eshea

Wanted:

As time permits

Companion to LRB:

For:

Administration-Budget

By/Representing: Kirby

May Contact:

Drafter:

eshea

Subject:

Nat. Res. - parks and forestry

Addl. Drafters:

Extra Copies:

Submit via email:

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10/19/2012

Jacketed

Required

/P1

eshea

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State

FE Sent For:

Bill				
Received:	10/15/2012	Received By:	eshea	
Wanted:	As time permits	Companion to LR	B:	
For:	Administration-Budget	By/Representing:	Kirby	
May Contact:		Drafter:	eshea	
Subject:	Nat. Res parks and forestry	Addl. Drafters:		
		Extra Copies:		
Instructions: See attached	mail: (CC) to: by, BB0131 - nd forestry equipment and supplies; equip	oment pool operation app	ropriation	
		oofed <u>Submitted</u>	<u>Jacketed</u>	Required State
FE Sent For:				

<**END>** 

#### Kite, Robin

From:

Hanaman, Cathlene

Sent:

Wednesday, October 10, 2012 5:01 PM

To:

Kite, Robin; Gibson-Glass, Mary; Tradewell, Becky

Subject:

FW: Statutory Language Drafting Request

From: Peter.Kirby@Wisconsin.gov [mailto:Peter.Kirby@Wisconsin.gov]

Sent: Thursday, October 04, 2012 3:46 PM

To: Hanaman, Cathlene

Cc: Wavrunek, Leah J - DOA; Kirby, Peter W - DOA; Thornton, Scott - DOA

**Subject:** Statutory Language Drafting Request

Biennial Budget: 2013-15

**DOA Tracking Code: BB0131** 

**Topic:** Equipment Pool Appropriation Changes

SBO Team: AEJ

SBO Analyst: Kirby, Peter W - DOA

Phone: 608-267-0370

E-mail: Peter.Kirby@Wisconsin.gov

**Agency Acronym: DNR** 

**Agency Number: 370** 

**Priority:** Medium

Intent:

Modify appropriation s.20.370(8)(mt) to include "fire control, forestry equipment" and "forestry supplies".

equipment?

Attachments: False

Please send completed drafts to <a href="mailto:statlanguage@wisapps.wi.gov">statlanguage@wisapps.wi.gov</a>

#### Shea, Elisabeth

From:

Kirby, Peter W - DOA [Peter.Kirby@wisconsin.gov]

Sent:

Tuesday, October 16, 2012 10:05 AM

To:

Shea, Elisabeth

Subject: RE: Budget question - equipment pool operation (BB 0131)

Hi Lis,

In response to your questions:

- 1.) DNR only said "fire control" in their stat language request. However, it should probably fire control equipment and supplies based on their discussion and background information.
- 2.) You are correct. It is to centralize revenue deposits from sales of those items.

Let me know if you have any additional questions.

Thanks,

Peter

From: Shea, Elisabeth [mailto:Elisabeth.Shea@legis.wisconsin.gov]

**Sent:** Monday, October 15, 2012 3:01 PM

To: Kirby, Peter W - DOA

Subject: Budget question - equipment pool operation (BB 0131)

Hi Peter,

On the changes to the equipment pool operation appropriation in s. 20.370(8)(mt), you indicated that fire control, forestry equipment and forestry supplies should be added. Two questions:

- 1. Should it be "fire control equipment"?
- 2. I'm assuming these are each equipment pools that are being added, not items that the money appropriated can be used to purchase. Is that right?

Lis

#### Elisabeth H. Shea

Attorney

Wisconsin Legislative Reference Bureau

P.O. Box 2037

Madison, WI 53701-2037

(608) 266 - 5446

elisabeth.shea@legis.wisconsin.gov



### State of Misconsin 2013 - 2014 LEGISLATURE

In 10/18/12



jld

DOA:.....Kirby, BB0131 – Fire control and forestry equipment and supplies; equipment pool operation appropriation

#### FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

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 $\operatorname{AN}\operatorname{ACT}$  ...;  $\operatorname{\mathbf{relating}}$  to: the budget.

### Analysis by the Legislative Reference Bureau NATURAL RESOURCES ✓

## OTHER NATURAL RESOURCES

Under current law, all money DNR receives from DNR and other state agencies from certain vehicle and equipment pools is appropriated from the conservation fund to DNR to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, radio services, and information technology. This bill allows DNR to use this money for supplies as well.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

# The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**SECTION 1.** 20.370 (8) (mt) of the statutes is amended to read:

20.370 (8) (mt) Equipment pool operations. All moneys received by the

department from the department or from other state agencies from car pools, truck

- 1 pools, airplane pools, heavy equipment pools, information technology pools. or radio
- pools to be used for operation, maintenance, replacement and purchase of vehicles, 2
- equipment, supplies, radio services, and information technology. 3

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 67, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 47, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 415; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22mn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97; 2009 a. 28, 42, 50, 175, 276, 365, 373; 2011 a. 32, 103, 118, 148, 151, 169, 208; 2011 a. 257 s. 56; s. 13.92 (1) (bm) 2.

#### DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

date

#### To Peter Kirby:

It is my understanding that DNR intends to add the purchase of fire control and forestry equipment and supplies to the purposes for which the revenues from the various equipment pools listed in s. 20.370 (8) (mt) may be used. This section already provides for equipment pool revenues to be used for the purchase of "equipment," which would include fire control and forestry equipment. Therefore, I added only "supplies," to ensure that DNR may also purchase fire control and forestry supplies with this money.

I recommend that you have DNR review this draft to make sure it achieves the desired intent of the legislation.

Elisabeth H. Shea Legislative Attorney Phone: (608) 266–5446

E-mail: elisabeth.shea@legis.wisconsin.gov

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-0393/P1dn EHS:jld:jf

October 19, 2012

#### To Peter Kirby:

It is my understanding that DNR intends to add the purchase of fire control and forestry equipment and supplies to the purposes for which the revenues from the various equipment pools listed in s. 20.370 (8) (mt) may be used. This section already provides for equipment pool revenues to be used for the purchase of "equipment," which would include fire control and forestry equipment. Therefore, I added only "supplies," to ensure that DNR may also purchase fire control and forestry supplies with this money.

I recommend that you have DNR review this draft to make sure it achieves the desired intent of the legislation.

Elisabeth H. Shea Legislative Attorney Phone: (608) 266–5446

E-mail: elisabeth.shea@legis.wisconsin.gov

#### Shea, Elisabeth

From:

Kirby, Peter W - DOA [Peter.Kirby@wisconsin.gov]

Sent:

Monday, January 28, 2013 4:52 PM

To:

Shea, Elisabeth

Subject: Stat Language

Hi Elisabeth,

I have the following requests from DNR:

**Equipment Pool Operations (0393/P1)** 

• The Lemay Warehouse also sells to local units of government, other states, and private non-profits (which some small volunteer fire departments are). As currently written, they don't see the revenue from those sales being able to be managed under the pool.

Thanks,

Peter

Peter Kirby State Budget Office Phone: 608.267.0370



## State of Misconsin 2013 - 2014 LEGISLATURE



|n 1/30/13

DOA:.....Kirby, BB0131 – Fire control and forestry equipment and supplies; equipment pool operation appropriation

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

# Analysis by the Legislative Reference Bureau NATURAL RESOURCES

#### OTHER NATURAL RESOURCES

Under current law, all money DNR receives from DNR and other state agencies from certain vehicle and equipment pools is appropriated from the conservation fund to DNR to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, radio services, and information technology. This bill allows DNR to use this money for supplies as well.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.370 (8) (mt) of the statutes is amended to read:

20.370 (8) (mt) Equipment pool operations. All moneys received by the

department from the department or from other state agencies from car <u>pools</u>, truck

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pools, airplane pools, heavy equipment pools, information technology pools, or radio pools to be used for operation, maintenance, replacement and purchase of vehicles, equipment, supplies, radio services, and information technology.

(END)

d-note

#### 2013–2014 Drafting Insert FROM THE LEGISLATIVE REFERENCE BUREAU

#### INSERT A

This bill provides that money DNR receives from these pools from local units of government, other states, and nonprofit organizations is also appropriated from the conservation fund to DNR for these purposes, and adds that the money may also be used for supplies.

INSERT 1-2

**Section 1.** 20.370 (8) (mt) of the statutes is amended to read:

20.370 (8) (mt) Equipment pool operations. All moneys received by the department from the department or from, other state agencies, local units of government, other states, or nonprofit organizations from car pools, truck pools, airplane pools, heavy equipment pools, information technology pools, or radio pools to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, supplies, radio services, and information technology.

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f. 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 415 ss. 1, 19; 1983 a. 416 ss. 1, 19; 1983 a. 416, 22; 1985 a. 16, 22; 1985 a. 29 ss. 2824 to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 s. 46, 60, 65, 120, 202, 296; 1987 a. 27, 88, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22mn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97; 2009 a. 28, 42, 50, 175, 276, 365, 373; 2011 a. 32, 103, 118, 148, 151, 169, 208; 2011 a. 257 s. 56; s. 13.92 (1) (bm) 2.

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-0393/P2dn EHS:jld:jf

Keep

Jate

#### Peter:

This draft appropriates to DNR money received through equipment or vehicle pools from local government units, other states, and nonprofits. Alternatively, we could simply say "All moneys received by the department," and leave it at that. In other words, all money received from whatever source through these pools would be appropriated to DNR, not only from the entities listed. Let me know how you would like to proceed.

Elisabeth H. Shea Legislative Attorney Phone: (608) 266–5446

 $\hbox{$E$-mail: elisabeth.shea@legis.wisconsin.gov}$ 

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-0393/P2dn EHS:jld:jm

January 30, 2013

#### Peter:

This draft appropriates to DNR money received through equipment or vehicle pools from local government units, other states, and nonprofits. Alternatively, we could simply say "All moneys received by the department," and leave it at that. In other words, all money received from whatever source through these pools would be appropriated to DNR, not only from the entities listed. Let me know how you would like to proceed.

Elisabeth H. Shea Legislative Attorney Phone: (608) 266–5446

E-mail: elisabeth.shea@legis.wisconsin.gov

#### Shea, Elisabeth

From: Kirby, Peter W - DOA [Peter.Kirby@wisconsin.gov]

Sent: Thursday, January 31, 2013 1:19 PM

To: Shea, Elisabeth

Subject: 0393/P2

Hi Lis,

Let's go ahead with your suggestion for 0393/P2 to just say all moneys received. That makes far more sense.

Peter

Peter Kirby State Budget Office Phone: 608.267.0370

#### Shea, Elisabeth

From: Kirby, Peter W - DOA [Peter.Kirby@wisconsin.gov]

Sent: Thursday, January 31, 2013 4:14 PM

To: Shea, Elisabeth

Subject: RE: Equipment Pool Stat Language

The language you describe ("language that would allow for agencies to purchase equipment, possibly rent it, and sometimes obtain services related to the equipment.") seems consistent with what DNR want to do.

DNR feels that it seems consistent with the last version of the language we had on the table--it seemed to accomplish the objective. Maybe I am missing some nuance or fine point?

I guess to put it simply-- as long as the appropriation can do everything it did in the past-- fleet-- radios etc. and let us sell forestry fire stuff to others-- I think DNR's good.

From: Shea, Elisabeth [mailto:Elisabeth.Shea@legis.wisconsin.gov]

Sent: Thursday, January 31, 2013 3:40 PM

To: Kirby, Peter W - DOA

Subject: RE: Equipment Pool Stat Language

Ok – it seems like we need to replace the notion of a "pool" with language that would allow for agencies to purchase equipment, possibly rent it, and sometimes obtain services related to the equipment. Does this sound accurate?

From: Kirby, Peter W - DOA [mailto:Peter.Kirby@wisconsin.gov]

Sent: Thursday, January 31, 2013 3:25 PM

To: Shea, Elisabeth

Subject: RE: Equipment Pool Stat Language

I think it is only sold-- but it wouldn't hurt to include lease (if that's possible)

DNR was thinking of the Tomahawk Forestry Shop when they included services. They do some fire equipment fabrication or repairs, which could be a service to locals.

From: Shea, Elisabeth [mailto:Elisabeth.Shea@legis.wisconsin.gov]

Sent: Thursday, January 31, 2013 3:16 PM

To: Kirby, Peter W - DOA

Subject: RE: Equipment Pool Stat Language

Sure. Just to clarify, is the equipment, etc., only sold, or is it also rented out? Could we say "from the sale [and lease] of cars, trucks ... to the department, other agencies, or nonprofits."

Also, what is meant by "services"?

Lis

From: Kirby, Peter W - DOA [mailto:Peter.Kirby@wisconsin.gov]

Sent: Thursday, January 31, 2013 2:46 PM

To: Shea, Elisabeth

Subject: FW: Equipment Pool Stat Language

Hi Lis,

Just received this from DNR regarding the equipment pool stat language. Didn't realize they were going to send over another change otherwise I would have held off sending the earlier email. Is this workable?

Thanks,

Peter

From: Polasek Jr, Joseph P - DNR

Sent: Thursday, January 31, 2013 2:44 PM

**To:** Kirby, Peter W - DOA

**Subject:** Equipment Pool Stat Language

Peter--

Another thought on this one-- Not really sure what the repeated use of "pool" meant in the last draft-never really defined anywhere (which is ok if we change the language). Might be better off leaving references in for different levels of government and nonprofits and getting rid of the "pool" addition. Then clarify the language by including supplies in the items that can be purchased by buyers and also include supplies in the things that can be bought from the appropriation. I think it reads smoother.

This should be broad enough to take care of the fire equipment thing.

Suggested new changes (with pool out) highlighted below:

20.370 **(8)** (mt) Equipment pool operations. All moneys received by the department from the department or from, other state agencies, local units of government, other states, or nonprofit organizations from for car, truck, airplane, heavy equipment, information technology, supplies or radio pools purchases or services,

to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, <u>supplies</u>, radio services, and information technology.

Thanks

Joe



# State of Misconsin 2013 - 2014 LEGISLATURE



In 2/1/13

DOA:.....Kirby, BB0131 - Fire control and forestry equipment and supplies; equipment pool operation appropriation

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

 $\operatorname{AN}\operatorname{ACT}$  ...;  $\operatorname{f relating}$  to: the budget.

## Analysis by the Legislative Reference Bureau

#### NATURAL RESOURCES

#### OTHER NATURAL RESOURCES

Under current law, all money DNR receives from DNR and other state agencies from certain vehicle and equipment pools is appropriated from the conservation fund to DNR to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, radio services, and information technology. This bill provides that money DNR receives from these pools from local units of government, other states, and nonprofit organizations is also appropriated from the conservation fund to DNR for these purposes, and adds that the money may also be used for supplies.

For further information see the state fiscal estimate, which will be printed as

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**SECTION 1.** 20.370 (8) (mt) of the statutes is amended to read:

20.370 (8) (mt) Equipment pool operations. All moneys received by the

department from the department or from, other state agencies, local units of

the sale or lease of

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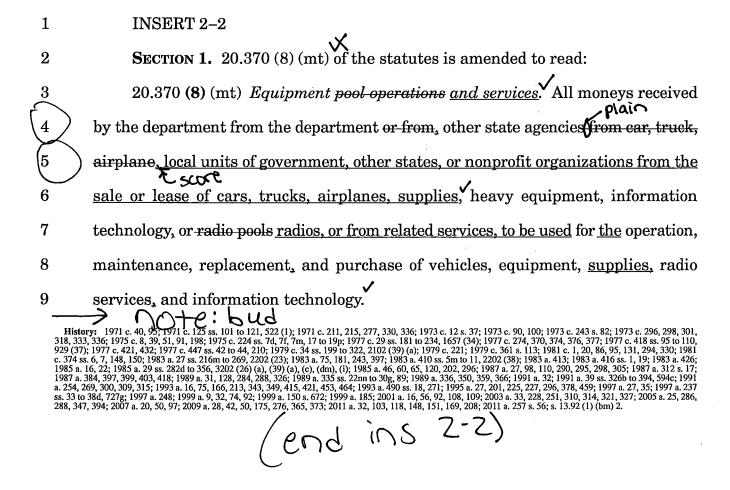
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government, other states, or nonprofit organizations from car pools, truck pools, airplane pools, heavy equipment pools, information technology pools, or radio pools to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, supplies, radio services, and information technology.

(END)

#### 2013-2014 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU





### State of Misconsin 2013 - 2014 LEGISLATURE



DOA:.....Kirby, BB0131 – Fire control and forestry equipment and supplies; equipment pool operation appropriation

#### FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

# Analysis by the Legislative Reference Bureau NATURAL RESOURCES

#### OTHER NATURAL RESOURCES

Under current law, all money DNR receives from DNR and other state agencies from certain vehicle and equipment pools is appropriated from the conservation fund to DNR to be used for operation, maintenance, replacement, and purchase of vehicles, equipment, radio services, and information technology. This bill provides that money DNR receives from the sale or lease of these items from local units of government, other states, and nonprofit organizations is also appropriated from the conservation fund to DNR for these purposes, and adds that the money may also be used for supplies.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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by the department from the department or from, other state agencies from car, truck,				
airplane, local units of government, other states, or nonprofit organizations from the				
sale or lease of cars, trucks, airplanes, supplies, heavy equipment, information				
technology, or radio pools radios, or from related services, to be used for the operation,				
maintenance, replacement, and purchase of vehicles, equipment, supplies, radio				
services, and information technology.				

 $\tt ****Note:$  This Section involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

(END)